

In re: Gary G. Churan
Serial No.: 10/751,715
Filed: January 5, 2004
Page 2 of 2

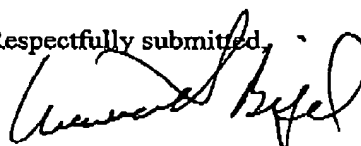
REMARKS

In response to the Restriction Requirement of May 4, 2005, Applicant hereby provisionally elects the invention of Group III, corresponding to Claims 17-35 and 51-69. This election is being made with traverse, and Applicant respectfully requests reconsideration of the restriction requirement, because the Group I claims (1-9 and 36-44) and the Group II claims (10-16 and 45-50) are system and base station analogs of the Group III claims. Accordingly, a search and examination of the Group III claims should also cover the Group I and II claims.

In particular, independent Claim 17 (Group III) and independent Claim 1 (Group I) are mobile terminal and wireless communications system analogs of one another. Moreover, Independent Claim 36 (Group I) is a wireless communication method analog of Claim 17. Independent Claim 10 (Group II) is a terrestrial wireless network analog of the first element ("a receiver...") of independent Claim 17. Finally, independent Claim 45 (Group II) is a terrestrial method analog of the first element ("a receiver...") of independent Claim 17. Accordingly, a search of Claims 17-35 and 51-69 (Group III) should also encompass the subject matter of Claims 1-9 and 36-44 (Group I) and Claims 10-16 and 45-50 (Group II).

In conclusion, Applicant hereby provisionally elects Group III, corresponding to Claims 17-35 and 51-69, with traverse, and respectfully requests examination of all of pending Claims 1-69.

Respectfully submitted,

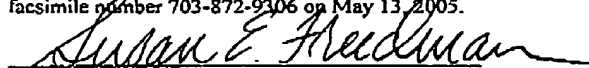


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I hereby certify that this correspondence is being facsimile transmitted to the U.S. Patent and Trademark Office via facsimile number 703-872-9306 on May 13, 2005.



Susan E. Freedman
Date of Signature: May 13, 2005